

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

District of New Mexico

FRANCISCO FRANCO

Plaintiff(s)

v.

THE BOARD OF COUNTY COMMISSIONERS FOR
THE COUNTY OF ROOSEVELT IN ITS OFFICIAL
CAPACITY, CHARLENE WEBB, in her individual
capacities, et al

Defendant(s)

Civil Action No. 2:13-CV-00714 SMV-GBW

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* David Casanova
1700 North Boston
Portales, NM 88130

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Eric D. Dixon
Attorney and Counselor at Law, P.A.
301 South Avenue A.
Portales, NM 88130

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

MATTHEW J. DYKMAN

CLERK OF COURT

Date: Wednesday, August 07, 2013

Barbara Ashleigh Phear
Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 2:13-CV-00714

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) David Casanova
 was received by me on (date) 8-8-13.

☐ I personally served the summons on the individual at (place) _____
 _____ on (date) _____; or

☐ I left the summons at the individual's residence or usual place of abode with (name) _____
 _____, a person of suitable age and discretion who resides there,
 on (date) _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Lindy BANISTER, who is
 designated by law to accept service of process on behalf of (name of organization) DAVID CASANOVA +
Roosevelt County Detention Center on (date) 8-8-13; or

☐ I returned the summons unexecuted because _____; or

☐ Other (specify): _____

My fees are \$ -0- for travel and \$ -0- for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 8-8-13

Pamelia K. Preston
 Server's signature

Pamelia K. Preston, Process Server
 Printed name and title

301 S. Ave A. Portales, NM 88130
 Server's address

Additional information regarding attempted service, etc: